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9 [Additional counsel appear on signature page.]

**\*E-FILED - 10/3/07\***

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12  
13 SAN JOSE DIVISION

14 In re EXTREME NETWORKS, INC.  
SHAREHOLDER DERIVATIVE  
15 LITIGATION

) No. C-07-02268-RMW

) STIPULATION AND [ ] ORDER  
) REVISING SCHEDULE FOR FILING OF  
16 CONSOLIDATED COMPLAINT

17 This Document Relates To:

18 ALL ACTIONS.  
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1 WHEREAS, further to the Stipulation and Order Consolidating Cases for All Purposes and  
2 Establishing Pleading and Briefing Schedule ("Consolidation Order") issued by this Court on August  
3 2, 2007, plaintiffs' Consolidated Complaint in this action is due Thursday September 27, 2007;

4 WHEREAS, all parties agree that plaintiffs may have a two week extension, until October  
5 11, 2007, to file the Consolidated Complaint; and

6 WHEREAS, the agreed-upon schedule is not for the purpose of delay, promotes judicial  
7 efficiency, and will not cause prejudice to any party.

8 THEREFORE, IT IS STIPULATED AND AGREED by plaintiffs and defendants, through  
9 their respective counsel of record, as follows:

10 **SCHEDULE**

11 1. Plaintiffs shall have until no later than October 11, 2007 to file a Consolidated  
12 Complaint which will supersede all existing complaints filed in these actions. As set forth in the  
13 Consolidation Order, defendants shall answer or otherwise respond to the Consolidated Complaint  
14 no later than forty-five days after the date of filing. In the event that defendants file and serve any  
15 motion directed at the Consolidated Complaint, plaintiffs shall file and serve their opposition no later  
16 than forty-five days after service of defendants' motion. If defendants file and serve a reply to  
17 plaintiffs' opposition, they will do so no later than twenty days after service of the opposition.

18 IT IS SO STIPULATED.

19 DATED: September 26, 2007

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23 /s/  
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Attorneys for Nominal Defendant Extreme  
Networks, Inc.

I, Shawn A. Williams, am the ECF User whose ID and password are being used to file this  
Stipulation and [Proposed] Order Revising Schedule for Filing of Consolidated Complaint. In  
compliance with General Order 45, X.B., I hereby attest that Joseph E. Floren of Morgan, Lewis &  
Bockius LLP has concurred in this filing.

\* \* \*

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 10/3/07

  
\_\_\_\_\_  
THE HONORABLE RONALD M. WHYTE  
UNITED STATES DISTRICT JUDGE

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CERTIFICATE OF SERVICE

I hereby certify that on September 26, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on September 26, 2007.

/s/

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